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February 16, 2007

BY ELECTRONIC FILING

The Honorable Gregory M. Sleet
United States District Court
for the District of Delaware
844 North King Street
Lockbox 19
Wilmington, Delaware 19801

Re: *Dyson Tech. Ltd., et al. v. Maytag Corp.*,
C.A. No. 05-434-GMS

Dear Judge Sleet:

In anticipation of the discovery teleconference scheduled for Tuesday, February 20, 2007 at 10:30 a.m. (EST) in the above matter, the parties jointly submit the following items to be presented to the Court:

Plaintiffs' Issues:

1. Discovery related to possible substitution of a party
2. Date certain for Maytag to answer Dyson's Interrogatory No. 11
3. Date certain for Maytag to comply with December 7, 2006 Order on attorney-client privilege waiver
4. Reconsideration of the Court's decision on discoverability of Maytag's claim substantiation
5. Guidance as to the cut-off and scope of expert discovery:

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- (a) Propriety of late-disclosed expert reports, new expert testing and related discovery issues


Defendant/Counterclaimant's Issues

1. Third party discovery in the U.K. (Dyson ad agencies)
2. Third party discovery in Germany (a company that performs testing for Dyson)
3. Production of documents by Dyson on the following topics:
 - (a) Blockage issues relating to Dyson's DC07 upright vacuum.
 - (b) Advertisements/infomercials for Dyson's upright vacuums sold in the United States.
 - (c) Dyson's advertising submissions to Sears, Sales Today Magazine, and Best Buy Toolkit.
 - (d) NAD challenges concerning Dyson (including one involving Euro-Pro).
 - (e) Dyson vacuums that were returned or repaired due to the classification of "other."
 - (f) Dyson's internal test methods or DTMs (including that relating to clogging).
 - (g) Filters and Dyson's in-home testing of its upright vacuums.

Joint Issues

1. Discovery related to IBR
2. Scheduling of depositions extending beyond the Court's deadline
3. The Court's practice in handling Daubert issues, and specifically whether such motions count against the motions in limine limit of five

Respectfully submitted,



Monté T. Squire (No. 4764)

MTS

cc: Clerk of the Court (by electronic filing/hand delivery)

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